

BALL JANIK LLP

A T T O R N E Y S

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KARL MORELL

kmorell@bjllp.com

April 12, 2000

The Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W., Suite 715  
Washington, DC 20423-0001

RECORDATION NO. 19895-A FILED  
APR 12 '00 2-59 PM  
TS  
SURFACE TRANSPORTATION BOARD

Dear Secretary Williams:

Enclosed are the original and one certified copy of the document described below, to be recorded pursuant to 49 U.S.C. § 11301.

The document is a Release, a secondary document, dated April 5, 2000. The primary document to which the Release is connected is recorded under Recordation No. 19895. We request that this document be recorded under Recordation No. 19895-A.

The name and address of the party to the Release are:

Secured Party:

Frost Bank, formerly Overton Bank & Trust  
4200 S. Hulen  
Fort Worth, Texas 76109

A description of the equipment covered by the Release consists of: All now owned and hereafter acquired equipment, including NCRC 7002, NCRC 7003, NCRC 7005, NCRC 7009, NCRC 7013, NCRC 7035, NCRC 7043, NCRC 7044, NCRC 7062, NCRC 7075 and NCRC 7081.

A fee of \$26.00 is enclosed. Please return one original to:

Karl Morell  
Of Counsel  
Ball Janik LLP  
Suite 225  
1455 F Street, N.W.  
Washington, DC 20005

BALL JANIK LLP

The Honorable Vernon A. Williams

April 12, 2000

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A short summary of the document to appear in the index follows: a Release by Frost Bank, formerly Overton Bank & Trust, 4200 S. Hulen, Fort Worth, Texas 76109, covering all now owned and hereafter acquired equipment, including NCRC 7002, NCRC 7003, NCRC 7005, NCRC 7009, NCRC 7013, NCRC 7035, NCRC 7043, NCRC 7044, NCRC 7062, NCRC 7075 and NCRC 7081.

Sincerely,

A handwritten signature in black ink, appearing to read "Karl Morell". The signature is fluid and cursive, with the first name "Karl" and last name "Morell" clearly distinguishable.

Karl Morell

Enclosures

**INSTRUMENT OF SATISFACTION AND RELEASE** (the "INSTRUMENT"), dated as of April 5, 2000, by FROST BANK, formerly OVERTON BANK & TRUST, a national banking association, with a mailing address of 4200 S. Hulen, Fort Worth, Texas 76109.

WITNESSETH

WHEREAS, by Security Agreement and Assignment ("Security Agreement"), dated January 15, 1996, GANDY DANCER, INC. ("GANDY DANCER"), as debtor, pledged as security to FROST BANK, as secured party, all now owned and hereafter acquired equipment, including eleven (11) rail cars numbered NCRC 7002, NCRC 7003, NCRC 7005 and NCRC 7009, NCRC 7013, NCRC 7035, NCRC 7043, NCRC 7044, NCRC 7062, NCRC 7075, and NCRC 7081 (collectively referred to as the "Rail Car Collateral").

WHEREAS, the Security Agreement was filed and recorded at the Surface Transportation Board on January 18, 1996 in Recordation No. 19895.

WHEREAS, FROST BANK desires to execute this INSTRUMENT to evidence for the public record the satisfaction and release of all of its rights and obligations under the Security Agreement with respect to the Rail Car Collateral.

NOW, THEREFORE, in consideration of the premises:

FROST BANK does hereby acknowledge and confirm for the public record the satisfaction and release of all of its rights and obligations arising under the Security Agreement with respect to the Rail Car Collateral. FROST BANK does hereby acknowledge and agree that all of the monetary obligations of GANDY DANCER under the Security Agreement have been fully discharged and satisfied and FROST BANK does hereby release its security interest in all of the Rail Car Collateral and the Security Agreement with regard to the Rail Car Collateral.

IN WITNESS WHEREOF, FROST BANK has executed or caused this INSTRUMENT to be executed as of the date first above written.

RECORDATION NO. 19895-A FILED

APR 12 '00 2-59 PM

SURFACE TRANSPORTATION BOARD

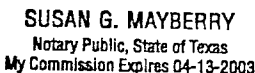
FROST BANK NATIONAL ASSOCIATION  
By: [Signature]  
Name: Matthew Steward  
Its: Sr. Vice President

)

) SS.

)

On this 5<sup>th</sup> day of April, 2000, before me personally appeared Matthew Stewart  
personally know, who, being by me duly sworn, says that ~~he~~ is Sr. Vice-President

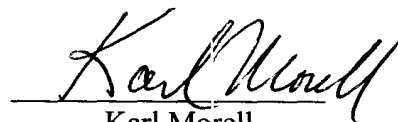


Notary Public

My commission expires:

## CERTIFICATION

I, Karl Morell, have compared this copy with the original Release, dated April 5, 2000, and found the copy to be compete and identical in all respects to the original document. I declare under penalty of perjury that the foregoing is true and correct.

A handwritten signature in cursive script, reading "Karl Morell", written over a horizontal line.

Karl Morell  
April 12, 2000